

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: DAVID V. CARRAWAY
Debtor(s)
CHARLES J. DEHART, III CHAPTER 13
CHAPTER 13 TRUSTEE
Movant
vs.
DAVID V. CARRAWAY CASE NO: 1-19-00429-HWV
Respondent(s)

TRUSTEE'S MOTION TO DISMISS CASE

AND NOW, on August 13, 2019, comes Charles J. DeHart, III, Standing Chapter 13 Trustee, by and through his attorney James K. Jones, Esquire, and respectfully represents the following:

1. A Plan was filed on March 14, 2019.
2. A hearing was held and an Order was entered on May 22, 2019 directing that an amended plan be filed within thirty (30) days.
3. As of the date of this Motion, an amended plan has not been filed.
4. The delay in filing a confirmable plan in this case is prejudicial to creditors.

WHEREFORE, your Trustee respectfully requests your Honorable Court dismiss the case upon the basis that Debtors have failed to propose a confirmable plan.

Respectfully submitted,

s/ James K. Jones, Esq.
Id: 39031
Attorney for Trustee
Charles J. DeHart, III
Standing Chapter 13 Trustee
Ste. A, 8125 Adams Drive
Hummelstown, PA 17036
Ph. 717-566-6097
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FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: DAVID V. CARRAWAY

CHAPTER 13

Debtor(s)

CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant

CASE NO: 1-19-00429-HWV

NOTICE

NOTICE IS HEREBY GIVEN that Charles J. DeHart, III, Standing Chapter 13 Trustee for the Middle District of Pennsylvania has filed a Motion to Dismiss for failure to file a confirmable Chapter 13 Plan.

YOU ARE HEREBY NOTICED that a hearing has been scheduled on this matter for:

Ronald Reagan Federal Bldg Bankruptcy Courtroom, 3rd Floor 228 Walnut Street Harrisburg, PA 17101	Date: September 25, 2019
	Time: 09:35 AM

Any objection or response filed must be filed with the Clerk, U.S. Bankruptcy Court and served on the Chapter 13 Trustee.

Charles J. DeHart, III, Trustee
8125 Adams Drive, Suite A
Hummelstown, PA 17036
Phone: (717) 566-6097
Email: dehartstaff@pamd13trustee.com

Dated: August 13, 2019

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: DAVID V. CARRAWAY

Debtor(s)

CHARLES J. DEHART, III
CHAPTER 13 TRUSTEE
Movant
DAVID V. CARRAWAY

CHAPTER 13

CASE NO: 1-19-00429-HWV

Respondent(s)

CERTIFICATE OF SERVICE

I certify that I am more than 18 years of age and that on August 13, 2019, I served a copy of this Motion to Dismiss, Notice and Proposed Order on the following parties by 1st Class mail, unless served electronically.

MICHAEL CAUM, ESQUIRE
PO BOX 272
SHREWSBURY, PA 17361-

Served electronically

United States Trustee
228 Walnut Street
Suite 1190
Harrisburg, PA 17101

Served electronically

DAVID V. CARRAWAY
823 MAIN STREET
DELTA, PA 17314

Served by 1st Class Mail

I certify under penalty of perjury that the foregoing is true and correct.

Date: August 13, 2019

Respectfully,
Vickie Williams
for Charles J. DeHart, III, Trustee
Suite A, 8125 Adams Dr.
Hummelstown, PA 17036
Phone: (717) 566-6097
eMail: dehartstaff@pamd13trustee.com

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

IN RE: DAVID V. CARRAWAY

Debtor(s) CHARLES J. DEHART, III CHAPTER 13 TRUSTEE Movant DAVID V. CARRAWAY	CHAPTER 13 CASE NO: 1-19-00429-HWV Respondent(s)
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ORDER DISMISSING CASE

Upon consideration of the Trustee's Motion to Dismiss, it is hereby Ordered that the above-captioned bankruptcy be and hereby is dismissed.